

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Southern District of Illinois

MARY E. SHEPARD and the
ILLINOIS STATE RIFLE ASSOCIATION

Plaintiff

v.

LISA M. MADIGAN, solely in her capacity
as Attorney General of Illinois, et al.

Defendant

Civil Action No. 3:11-CV-00405-WDS-PMF

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* David Livesay
Sheriff of Union County Illinois
307 W. Market St.
Jonesboro, IL 62952

A lawsuit has been filed against you.


Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

William N. Howard
Jeffery M. Cross
Freeborn & Peters LLP
311 S. Wacker Dr., Suite 3000
Chicago, IL 60606
(312) 360-6415

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 5/13/11

CLERK OF COURT


Signature of Clerk or Deputy Clerk

Affidavit of Process Server
 Plaintiff/Petitioner Mary E. Shepard vs. Defendant/Respondent LISA M. Morgan et al Case# 311 CV 00405 WDS
 Being duly sworn, on my oath, I Catherine P. Stone declare that I am a citizen of the United States, over the age of eighteen and not a party to this action.

Service:I served David Livesay

NAME OF PERSON/ENTITY BEING SERVED

with the (documents)

☐ Subpoena with \$ _____ witness fee and mileage
☒ Summons & complaint

by serving (NAME)

at ☐ Home☒ Business☒ on (DATE)David Livesay, Sheriff of Union County907 W. Market, Jonesboro, IL 629525.18.2011

at (TIME)

1:44 pm

Thereafter copies of the documents were mailed by prepaid, first class mail on (DATE)

NA

From (CITY)

(STATE)

Manner of Service:☒ By Personal Service
☐ By delivering, during office hours, copies at the office of the person/entity being served, leaving same with the person apparently in charge thereof, namely, _____

☐ By leaving a copy at the defendant's usual place of abode, with some person of the family or a person residing there, of the age of 13 years or upwards, and informing that person of the general nature of the papers

☐ By posting copies in a conspicuous manner to the address of the person/entity being served.
Non-Service:

After due search, careful inquiry and diligent attempts at the address(es) listed above, I have been unable to effect process upon the person/entity being served because of the following reason(s):

☐ Unknown at Address☐ Evading☐ Other: _____☐ Address does not exist☐ Service cancelled by litigant☐ Moved, Left no forwarding☐ Unable to serve in a timely fashion**Service Attempts:** Service was attempted on: ()

DATE TIME

DATE TIME

DATE TIME

DATE TIME

DATE TIME

DATE TIME

DATE TIME

Description:☒ Male☐ Female☒ White Skin☐ Black Skin☐ Brown Skin☐ Glasses☐ Yellow Skin☐ Red Skin☐ Black Hair☐ Brown Hair☒ Blond Hair☐ Gray Hair☐ Red Hair☐ White Hair☐ Balding☐ Mustache☐ Beard☐ 14-20 Yrs.☐ 21-35 Yrs.☒ 36-50 Yrs.☐ 51-65 Yrs.☐ Over 65 Yrs.☐ Under 5'☐ 5'-5'3"☒ 5'4"-5'8"☐ 5'9"-6'☒ Over 6'☐ Under 100 Lbs.☐ 100-130 Lbs.☐ 131-160 Lbs.☐ 161-200 Lbs.☒ Over 200 Lbs.

OTHER IDENTIFYING FEATURES: _____

State of Illinois County of Cook

Subscribed and sworn to before me

A notary public, this 18 day of May, 2011Kelsi Chick

Notary Public

Catherine P. Stone
 SERVED BY
 LASALLE PROCESS SERVERS
 ILLINOIS PRIVATE DETECTIVE LICENSE# 117-001432

OFFICIAL SEAL
 KELSIE CHICK
 Notary Public - State of Illinois
 My Commission Expires Aug 6, 2013

CHARTER MEMBER NATIONAL ASSOCIATION OF PROFESSIONAL PROCESS SERVERS

CERTIFICATE OF SERVICE

The undersigned attorney states that he caused a true and correct copy of this Notice and the instrument referenced herein, to be served upon the parties of record, as shown below, by depositing a copy of same, addressed to said parties, in the U.S. Mail, with postage pre-paid on the **24th** day of **May, 2011**.

BY: s/ William N. Howard

SERVICE LIST

Lisa M. Madigan Attorney General of Illinois 500 S. Second St. Springfield, IL 62706	Patrick . Quinn Governor State of Illinois State House Springfield, IL 62706
Tyler R. Edmonds Union County State's Attorney 309 W. Market St. Jonesboro, IL 62952	David Livesay Sheriff of Union County Illinois 307 w. Market St. Jonesboro, IL 62952